

UNITED STATES DISTRICT COURT		Dis. No. 04-40085MLW <i>2001</i>
Name of Movant MR JOSEPH SANTULLI	Prisoner No. 36550057	Case No. DEC 9 2001
Place of Confinement FEDERAL MEDICAL CENTER		

UNITED STATES OF AMERICA

V.

(name under which convicted)
MR. Joseph Santulli -

MOTION

1. Name and location of court which entered the judgment of conviction under attack UNITED STATES DISTRICT COURT 2300 - U.S. COURT HOUSE
2. Date of judgment of conviction 10 Aug - 20 - 2000
3. Length of sentence Violation of Supervise Release
4. Nature of offense involved (all counts) Violation of Supervise Release
6 - Month Left To DO
on - 8-11 - Month Jail Sentence ASSET
5. What was your plea? (Check one)

☐ (a) Not guilty
☒ (b) Guilty
☐ (c) Nolo contendere

If you entered a guilty plea to one count or indictment, and not a guilty plea to another count or indictment, give details:

Guilty of ASSET NO BODY INJURY ONE COUNT - 8 - Month
I HAD BEEN Parole - OUT
on 6 - Month - Parole - CHECK Jail
6. If you pleaded not guilty, what kind of trial did you have? (Check one)

☐ (a) Jury
☒ (b) Judge only

DATE. RECORD OF ARREST DEC-9
7. Did you testify at the trial?
 Yes ☐ No ☒
8. Did you appeal from the judgment of conviction?
 Yes ☐ No ☒

THUR - MAY 5 - 2004 **2000**

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9. If you did appeal, answer the following:

- (a) Name of court UNITED STATES DISTRICT COURT
 (b) Result A I JUST Appeal - CASE
 (c) Date of result NO RESULTS yet

10. Other than a direct appeal from the judgment of conviction and sentence, have you previously filed any petitions, applications, or motions with respect to this judgment in any federal court?

Yes ☐ No ☒

11. If your answer to 10 was "yes," give the following information:

(a) (1) Name of court _____

(2) Nature of proceeding _____

(3) Grounds raised _____

(4) Did you receive an evidentiary hearing on your petition, application or motion?

Yes ☐ No ☒

(5) Result _____

(6) Date of result _____

(b) As to any second petition, application or motion give the same information:

(1) Name of court _____

(2) Nature of proceeding _____

(3) Grounds raised _____

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(4) Did you receive an evidentiary hearing on your petition, application or motion?
 Yes ☐ No ☒

(5) Result _____

(6) Date of result _____

(c) Did you appeal, to an appellate federal court having jurisdiction, the result of action taken on any petition, application or motion?

(1) First petition, etc.

Yes ☐

No ☒

(2) Second petition, etc.

Yes ☐

No ☒

(d) If you did *not* appeal from the adverse action on any petition, application or motion, explain briefly why you did not:

I HAD JUST ARRIVE
 HERE - AT PRISON -

12. State *concisely* every ground on which you claim that you are being held in violation of the constitution, laws or treaties of the United States. Summarize *briefly* the *facts* supporting each ground. If necessary, you may attach pages stating additional grounds and *facts* supporting the same.

Caution: If you fail to set forth all grounds in this motion, you may be barred from presenting additional grounds at a later date.

For your information, the following is a list of the most frequently raised grounds for relief in these proceedings. Each statement preceded by a letter constitutes a separate ground for possible relief. You may raise any grounds which you may have other than those listed. However, you should raise in this motion all available grounds (relating to this conviction) on which you base your allegations that you are being held in custody unlawfully.

Do not check any of these listed grounds. If you select one or more of these grounds for relief, you must allege facts. The motion will be returned to you if you merely check (a) through (j) or any one of the grounds.

(a) Conviction obtained by plea of guilty which was unlawfully induced or not made voluntarily or with understanding of the nature of the charge and the consequences of the plea.

(b) Conviction obtained by use of coerced confession.

- (c) Conviction obtained by use of evidence gained pursuant to an unconstitutional search and seizure.
- (d) Conviction obtained by use of evidence obtained pursuant to an unlawful arrest.
- (e) Conviction obtained by a violation of the privilege against self-incrimination.
- (f) Conviction obtained by the unconstitutional failure of the prosecution to disclose to the defendant evidence favorable to the defendant.
- (g) Conviction obtained by a violation of the protection against double jeopardy.
- (h) Conviction obtained by action of a grand or petit jury which was unconstitutionally selected and impaneled.
- (i) Denial of effective assistance of counsel.
- (h) Denial of right of appeal.

A. Ground one: TO HONORABLE UNITED STATES
FEDERAL DISTRICT COURT Judge

Supporting FACTS (state briefly without citing cases or law)

ATTENTION UNITED STATES
ATTORNEY General
NOW COMES MR Santillo Joseph
PRISON NO. 3650057 WHO IS
THE Defendant in THE ABOVE

B. Ground two: ~~ENTITLED~~ ENTITLED - COURSE
- AND WITH - IS THE AND THE - MOVANT

Supporting FACTS (state briefly without citing cases or law)

HEARIN HEREIN
WHO HONORABLE PRO - Ie Respectfully
MOVES COURT FOR JUDICIAL
PROTECTION - AGAINST - ACTS -
- PERSON PLACES THINGS -
- THAT VIOLATED - & VIOLATING

C. Ground three: MOVANT FLORIDIAN AND
OR OTHER - RIGHT OR PRIVILEGES

Supporting FACTS (state briefly without citing cases or law)

MOVANT MR SANTILLO IS IN
CONFINEMENT - CUSTODY AND
IS ENTITLED - TO HIS - LAWFUL
COURT RELEASE FOR HIS SENTENCE -
- HAS BEEN FULLY SERVED
AND MOVANT ⁽⁵⁾ FURTHER CONTENTS
THAT ALL CONFINEMENT OF HIM

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D. Ground four:

POST HIS MAXIMUM RELEASE
DATED MUST BE APPLY
AS AN VIOLATION
OF 18-USC 1201-AND
OR CONSTITUTION
OF UNITED STATES
- AMERICA - AMENDMENT 5-2-
- 14 - AND - AND - MOVANT
- MR. SANTUINI & FAMILY -
- Right - THERE BY -

13. If any of the grounds listed in 12A, B, C, and D were not previously presented, state briefly what grounds were not so presented, and give your reasons for not presenting them:

WHEREFORE MOVANT RESPECTFULLY
- MOVE THE COURT -
TO ORDER ER CASE
TO BE ORDER. MOVANT LAWFUL
COURT RELEASE AND PASS-

14. Do you have any petition or appeal now pending in any court as to the judgment under attack?

Yes ☐No ☒

THE MAXIMUM
MAXIMUM RELEASE -

15. Give the name and address, if known, of each attorney who represented you in the following stages of judgment attacked herein:

- (a) At preliminary hearing DATE OF MOVANT -
RELATED - RELATED OF
(b) At arraignment and plea PRISON AND COURT
RECORDS.
(c) At trial RESPECTFULLY PRESENTED -
ON MAY 25 2004
(d) At sentencing - SENT JUDGMENT -

(e) On appeal yes Respectfully PRE

(f) In any post-conviction proceeding NO

(g) On appeal from any adverse ruling in a post-conviction proceeding Appeal - New -

16. Were you sentenced on more than one count of an indictment, or on more than one indictment, in the same court and at approximately the same time?

Yes ☐ No ☐

17. Do you have any future sentence to serve after you complete the sentence imposed by the judgment under attack?

Yes ☐ No ☐

(a) If so, give name and location of court which imposed sentence to be served in the future:

FEDERAL COURT
Lex KY

(b) Give date and length of the above sentence:

PAROLE 6-Month Sentence

(c) Have you filed, or do you contemplate filing, any petition attacking the judgment which imposed the sentence to be served in the future?

Yes ☐ No ☒

Wherefore, movant prays that the Court grant petitioner relief to which he or she may be entitled in this proceeding.

[Signature]
Signature of Attorney (if any)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

5-20-2004
(Date)

[Signature]
Signature of Movant

01-40085

UNITED STATES DISTRICT
COURT
FOR THE DISTRICT
OF MASSACHUSETTS

Boston Division
CASE NUMBER DEC-9-2000

UNITED STATES OF AMERICA
VS
DATE

MR. Joseph Santilli
DEFENDANT

MOTION FOR
WRIT OF
HABEAS TO
ISSUE FOR
LAWFUL RELEASE
FROM ILLEGAL
CONVICTION
AND ILLEGAL
Sentence
& ILLEGAL
commitment

NEW COMES
MR. Joseph Santilli
PRISON NUMBER
WHO IS THE Defendant
* IN ABOVE ENTITLED CASE
MEVANT HEREIN WHO
HIMSELF - PRO - SE -
RESPECTFULLY MOVE
THE COURT
TO ISSUE AN
OF HABES CORPUS
FOR HIS OWN
LAWFUL RELEASE
FROM HIS OWN
- ILLEGAL CONVICTION
Sentence commitment

04-40085 MLW

MOVANT MR. SANTUCCI
Joseph - is PRESENTLY
HOUSE ILLEGALLY
AND AGAINST HIS WILL - IN
THE FEDERAL MEDICAL CENTER
DENVER'S MASS
POST OFFICE BOX 879
- FOR INMATES - 880 - FOR STAFF -
- AYER MASS. ZIP CODE
C1432 -

THE COURT IS HERETOFORE
REFERRED TO ALL PRISON
& COURT RECORDS

RELATING TO MOVANT
MR. SANTUCCI & HIS COURT
CASES AND PERSONS &
PLACES AND THINGS RELATED
RELATION TO MOVANT
AND HIS COURT CASES
& PERSON PLACES
AND THINGS RELATING

THERETO -